

1912-004 Chancery Causes: Bishop Bros. } vs. A. E. Smith &c  
Lee Co.

Bishop, Chandler

CA - Debt  
T - Property



VIRGINIA.

To the Hon. H. A. W. Skeen, Judge of the Circuit Court of Lee County.

Humbly complaining your orators, J. P. Bishop, A. C. Bishop and B. A. Bishop, partners doing business under the firm name of Bishop Brothers, would respectfully represent and show unto your Honor that on the \_\_\_\_\_ day of \_\_\_\_\_, they obtained judgment in your Honor's Court for four hundred (\$400.00) dollars, with interest thereon from the 29th day of May, 1907, and \$12.02 costs, against A. E. Smith, Alonzo C. Smith and T. J. Chandler. Which judgment is subject to the following credits: \$23.75 May, 29th, 1907; \$228.00 March, 29th, 1908; \$24.00 July, 7th, 1909, and \$76.00 September, 11th, 1911: which judgment was duly docketed in the Clerk's Office in the Judgment Lien Docket and indexed as provided by law. On said judgment several executions have issued, but no part of the said judgment has been paid except the credits aforesaid, and the residue of said judgment remains unpaid. A copy of the same is herewith filed as part hereof, marked exhibit number "1".

Your orators will further represent and show unto your honor that the said A. E. Smith is insolvent so far as <sup>they</sup> knows, and so is the said Alonzo C. Smith, but the said T. J. Chandler, the security on said judgment, is the owner of a tract or parcel of land, consisting of four tracts, lying and being in said County on both sides of Wallen's Creek and purchased by him from R. E. Sword and wife, and the deed conveying the same is of record in the Clerk's Office of said County in Deed Book 49 page 116, etc. and containing \_\_\_\_\_ acres, on which he resides. And your orators are advised that their said judgment is a lien on said Chandler's <sup>said</sup> real estate. The object, therefore, of this bill is to enforce the lien of the balance of said judgment against the real estate of the said T. J. Chandler, and subject the same to sale for the payment of the



said judgment, and there are no other liens on said real estate. The prayer of your orators, therefore, is that the said A. E. Smith, Alonzo G. Smith and T. J. Chandler be made parties defendants to this bill, and required to answer the same but they need not do so under oath; answer under oath being waived; that on a hearing a decree be rendered in favor of your orators for the sale of so much of the real estate of the said T. J. Chandler as may be necessary to pay the balance due and owing on said judgment, together with the costs of this suit and expense of sale, the said Smiths being, as before stated, utterly insolvent. And your orators will ever pray, etc.

James W. Orr p. q.



Bishop Bros  
vs Bill in Chancery.  
A. E. Smith et al.

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1912 2<sup>nd</sup> Jan, Rules  
Bill filed, spa  
executed and D.N.

" 1<sup>st</sup> Feb Rules  
D.N. confirmed &  
cause set for hear-  
ing.

Costs:

Clerk	\$4.63
Tax	1.50
Shff	1.50
Atty	15.00
	<hr/>
	\$22.63

M. G. ELY

COMMONWEALTH'S ATTORNEY  
Honestville, Virginia



J. P. Bishop, A. C. Bishop and B. W. Bishop,  
partners doing business under the firm name  
of Bishop Bros.....Plaintiffs.

)  
vs. ) IN CHANCERY.

)  
A. E. Smith, Alonzo C. Smith and T. J. Chandler.....Defendants.

THIS CAUSE came on to be heard upon the bill of the plaintiffs  
and exhibits therewith, the process duly executed on the defendants,  
and the cause regularly matured at Rules and set for hearing by the  
plaintiffs. And was argued by counsel.

On consideration thereof, and the defendants not appearing, and  
it being admitted by plaintiffs counsel that the balance of the judg-  
ment in the bill mentioned has been paid by the defendant, T. J. Chan-  
dler, surety, since the institution of this suit, it is adjudged, or-  
dered and decreed that the plaintiffs recover against the defendants  
the costs of this suit.

And nothing further remaining to be done in the cause, the same  
is ordered to be stricken from the docket.



Bishop Bros  
vs { Deere Finab  
H. E. Smith et al.

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Recorded in C.O.B  
no 9, page 286<sup>th</sup>  
Ex

Enter this Deere.  
H. E. Smith  
Feb 12th. 1912.



*The Commonwealth of Virginia,*

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

*H. E. Smith, Manager of  
Smith & T. J. Chancellor*

to appear at the Clerk's office of the Circuit Court of the county of Lee, at rules to be held for the said court, on the *third* Monday in *January* 191*2* to answer a bill in chancery exhibited against *them* by *J. P. Bishop, A. C. Bishop & B. A. Bishop*

*partners doing business under the firm name of  
Bishop Bros*

And have then there this writ. Witness, J. D. EDDS, Clerk of our said Court, at the court-house, the

*13th* day of *January* 191*2*, and 13*6th* year of the Commonwealth.

A Copy Teste:

*J. D. Edds* Clerk

, Clerk

Bishop Bros,

vs. } SUBPOENA  
IN CHANCERY.

A. E. Smith et al

Jas. W. Orel p. q.

To 2<sup>nd</sup> Jan. Rules  
Circuit Court

1912

Executed Jan 15<sup>th</sup> 1912.  
by delivering a true copy of  
the within subpoena in  
chancery to Alonzo C. Smith  
J. J. Chaudler & Morgan Smith  
son of A. E. Smith over 16  
years of age, A. E. Smith not  
being at his residence, & explaining same to him.  
A. D. Robbins, S. D. C.

23.75-  
228.  
24  
76  
301.75-

2375-  
24  
76  
12375-

291.75-  
123.75  
\$168.00